

1 SEC. 4. The following terms, as used in this act, are hereby defined
2 as follows:

3 "Producer" means grower, baker, maker, manufacturer or publisher.
4 "Commodity" means any subject of commerce.

1 SEC. 5. If any provision of this act is declared unconstitutional
2 it is the intent of the legislature that the remaining portions thereof
3 shall not be affected but that such remaining portions remain in full
4 force and effect.

1 SEC. 6. All acts or parts of acts inconsistent herewith are hereby
2 repealed.

Senate File 222. Approved May 16, 1935.

CHAPTER 107

PARTY IN ACTIONS. STATE OF IOWA

S. F. 299

AN ACT providing that the state of Iowa may be made a party in actions involving the title to or partition of real estate, the foreclosure of mortgages and liens upon real estate, and the determination of the priority of liens against real estate; and providing the method of service of notice and fixing the status of the state as a party.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Upon the conditions herein provided for the protection
2 of the state of Iowa, the consent of the state of Iowa be and it is hereby
3 given, to be made a party in any suit or action which is now pending
4 or which may hereafter be brought in any of the district courts of
5 Iowa, any of the United States district courts within the state of Iowa
6 or in any other court of or in Iowa having jurisdiction of the subject
7 matter, involving the title to real estate, the partition of real estate,
8 the foreclosure of liens or mortgages against real estate or the de-
9 termination of the priorities of liens or claims against real estate,
10 for the purpose of obtaining an adjudication touching or pertaining
11 to any mortgage or other lien or claim which the state of Iowa may
12 have or claim to the real estate involved.

1 SEC. 2. Service upon the state of Iowa shall be made by serving a
2 copy of the original notice with a copy of the petition upon the county
3 attorney for the county, or counties, in which the real estate is located,
4 and by sending a copy of the original notice and petition by registered
5 mail to the attorney general of Iowa, at Des Moines, Iowa, at least
6 twenty days before the first day of the next term of court.

1 SEC. 3. After compliance with the preceding sections, the state of
2 Iowa shall have the same standing as any other defendant and any
3 and all orders, judgments or decrees rendered and entered shall be
4 binding on the state of Iowa, the same as on any other defendant, and
5 the state of Iowa shall have the same rights with respect thereto as any
6 other defendant similarly situated.

1 SEC. 4. This act is deemed of immediate importance and shall be in
2 force and effect from and after its passage and publication in the

3 Central City News-Letter, a newspaper published at Central City,
 4 Iowa, and in the Adams County Free Press, a newspaper published at
 5 Corning, Iowa.

Senate File 299. Approved May 4, 1935.

I hereby certify that the foregoing act was published in the Central City News-Letter and the Adams County Free Press, May 9, 1935.

MRS. ALEX MILLER, *Secretary of State.*

CHAPTER 108

JUDGMENTS. DURATION

S. F. 176

AN ACT relating to the duration of judgments rendered solely on promissory obligations secured by mortgage or deed of trust of real estate, without foreclosure against said security.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Judgments hereafter rendered on promissory obliga-
 2 tions secured by mortgage or deed of trust of real estate, but without
 3 foreclosure against said security, shall not be subject to renewal by
 4 action thereon, and, after the lapse of two years from the date of ren-
 5 dition, shall be without force and effect for any purpose whatsoever
 6 except as a set-off or counter claim.

1 SEC. 2. Judgments heretofore rendered or in actions now pending
 2 upon promissory obligations secured by mortgage or deed of trust of
 3 real estate, and upon which judgments or actions now pending the
 4 holder thereof brought suit direct upon the said promissory obligation
 5 without a foreclosure against said security, shall have no force or
 6 vitality for any purpose other than a set-off or counter claim from
 7 and after the expiration of two years from the passage of this act
 8 and no execution shall be issued thereon.

1 SEC. 3. This act being deemed of immediate importance shall be
 2 in full force and effect after its passage and publication in the Newton
 3 Daily News, a newspaper published at Newton, Iowa, and in the Baxter
 4 New Era, a newspaper published in Baxter, Iowa.

Senate File 176. Approved April 29, 1935.

I hereby certify that the foregoing act was published in the Newton Daily News, May 2, 1935, and the Baxter New Era, May 1, 1935.

MRS. ALEX MILLER, *Secretary of State.*